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OFFICE OF PETITIONS

In re Application of	:	
Cung Ngoc Phan	:	
Application No. 09/756,591	:	ON PETITION
Filed: January 8, 2001	:	
Attorney Docket No. M61.12-0297	:	

This is a decision on the petition to revive an abandoned application under 37 CFR 1.137(b), filed April 12, 2006.

The petition under 37 CFR 1.137(b) is **GRANTED**.

The above-identified application became abandoned for failure to timely file a response to the non-final Office action mailed April 30, 2004, which set a shortened statutory period for reply of three (3) months. No extensions of time under 37 CFR 1.136(a) were purchased. Accordingly, no reply having received, the application became abandoned on July 31, 2004. A Notice of Abandonment was mailed on May 19, 2005.

With the instant petition, petitioner paid the petition fee, submitted the required reply in the form of an Amendment, and made the proper statement of unintentional delay.

The matter is being forwarded to Group Art Unit 2135 for consideration of the Amendment filed April 12, 2006.

Telephone inquiries related to this decision should be directed to the undersigned at (571)272-3207.

Cliff Congo

Cliff Congo
Petitions Attorney
Office of Petitions